

MAY 29 2008

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From : Michele M. Simkin

Date : May 29, 2008

Client/Matter No : 029318-0109

User ID No : 2300

Attached please find a Response to Notice of Hearing Confirmation for the below-referenced case. Thank you.

Title: DRY POWDER AEROSOLS OF NANOPARTICULATE DRUGS

Inventor(s): Bosch et al.

Appl. No.: 09/190,138 Dkt. No. 029318-0109

Due Date: 05/29/2008

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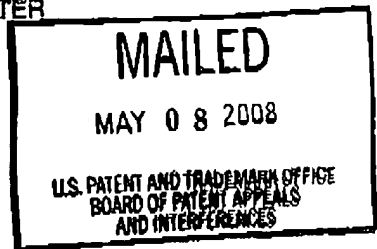
PAGE 1/2 * RCVD AT 5/29/2008 5:27:19 PM [Eastern Daylight Time] * SVR:USPTO-EFAX-6/46 * DNIS:2738300 * CSID: * DURATION (mm-ss):00-58

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UNITED STATES PATENT AND TRADEMARK OFFICE

Board of Patent Appeals and Interferences



ELAN DRUG DELIVERY, INC.
C/O FOLBY & LARDNER LLP
3000 K STREET, N.W.
SUITE 500
WASHINGTON, DC 20007-5109

Appeal No: 2008-1806
Appellant: H. WILLIAM BOSCH et al.
Application No: 09/190,138
Hearing Room: B
Hearing Docket: A
Hearing Date: Tuesday, June 10, 2008
Hearing Time: 09:00 AM
Location: Madison Building - East Wing
600 Dulany Street, 9th Floor
Alexandria, Virginia 22313-1450

NOTICE OF HEARING
CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

The application involved in this appeal has been published. Accordingly, the hearing in this appeal is open to the public.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0299

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BPAI Mailing Address: Board of Patent Appeals and Interferences
United States Patent and Trademark Office
P.O. BOX 1450
Alexandria, Virginia 22313-1450

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: (X) HEARING ATTENDANCE CONFIRMED () HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant

Date

Registration No.

Names of other visitors expected to accompany counsel:

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see <http://www.uspto.gov/web/offices/dcon/egcom-el/contact.html#bpa contacts>

will be attended by
Michele Simkin
Reg No. 34,717